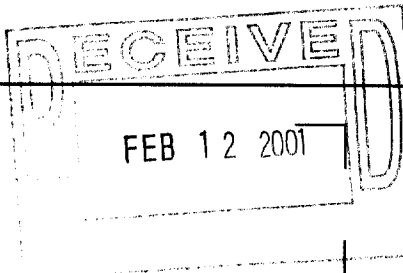


05-17-2001



101719626

U.S. Department of Commerce
Patent and Trademark Office
TRADEMARK

RECORDATION FORM COVER SHEET TRADEMARKS ONLY

2-12-01

TO: The Commissioner of Patents and Trademarks: Please record the attached original document(s) or copy(ies).

Submission Type

☒

New

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Document ID #

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Correction of PTO Error

Reel #

Frame #

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Corrective Document

Reel #

Frame #

Conveyance Type

☒

Assignment

☐

License

☐

Security Agreement

☐

Nunc Pro Tunc Assignment

☐

Merger

☐

Change of Name

☐

Other

Effective Date
Month Day Year

Conveying Party

☐

Mark if additional names of conveying parties attached

Execution Date
Month Day Year

Name Delchamps, Inc.

1/11/2001

Formerly

2299583

☐

Individual

☐

General Partnership

☐

Limited Partnership

☒

Corporation

☐

Association

☐

Other

☒

Citizenship/State of Incorporation/Organization

Alabama

Receiving Party

☐

Mark if additional names of receiving parties attached

Name Winn-Dixie Stores, Inc.

DBA/AKA/TA

Composed of

Address (line 1) 5050 Edgewood Court

Address (line 2)

Address (line 3) Jacksonville

City

Florida

State/Country

32254

Zip Code

☐

Individual

☐

General Partnership

☐

Limited Partnership

☐

If document to be recorded is an assignment and the receiving party is not domiciled in the United States, an appointment of a domestic representative should be attached. (Designation must be a separate document from Assignment.)

☒

Corporation

☐

Association

☐

Other

☐

Citizenship/State of Incorporation/Organization

Florida

FOR OFFICE USE ONLY

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Commissioner of Patents and Trademarks, Box Assignments, Washington, D.C. 20231

TRADEMARK
REEL: 002297 FRAME: 0011

Domestic Representative Name and Address

Enter for the first Receiving Party only.

Name

Address (line 1)

Address (line 2)

Address (line 3)

Address (line 4)

Correspondent Name and Address

Area Code and Telephone Number

Name

Address (line 1)

Address (line 2)

Address (line 3)

Address (line 4)

Pages

Enter the total number of pages of the attached conveyance document including any attachments.

#

8

Trademark Application Number(s) or Registration Number(s)

☐

Mark if additional numbers attached

Enter either the Trademark Application Number or the Registration Number (DO NOT ENTER BOTH numbers for the same property).

Trademark Application Number(s)

Registration Number(s)

2299583

Number of Properties

Enter the total number of properties involved.

#

1

Fee Amount

Fee Amount for Properties Listed (37 CFR 3.41):

\$

40.00

Method of Payment:

Enclosed

☒

Deposit Account

☐

Deposit Account

(Enter for payment by deposit account or if additional fees can be charged to the account.)

Deposit Account Number:

#

Authorization to charge additional fees:

Yes

☐

No

☐

Statement and Signature

To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of the original document. Charges to deposit account are authorized, as indicated herein.

Stephanie J. Waidner

Name of Person Signing

Stephanie J. Waidner

Signature

1/11/2001

Date Signed

TRADEMARK ASSIGNMENT

THIS TRADEMARK ASSIGNMENT (this "Assignment") is made and entered into as of the 11th day of January, 2001 ("Effective Date") by and between **INTERSTATE JITNEY JUNGLE STORES, INC.**, an Alabama corporation ("Interstate"), **PUMP AND SAVE, INC.**, a Mississippi corporation ("P&S"), **P&S OPERATIONS, INC.**, a Delaware corporation ("P&S Operations"), **SUPERMARKET CIGARETTE SALES, INC.**, a Louisiana corporation ("SCS"), **JITNEY-JUNGLE STORES OF AMERICA, INC.**, a Mississippi corporation ("Jitney"), **DELCHAMPS, INC.**, an Alabama corporation ("Delchamps"), and **SOUTHERN JITNEY JUNGLE COMPANY**, a Mississippi corporation ("Southern") (Interstate, P&S, P&S Operations, SCS, Jitney, Delchamps and Southern, collectively, "Assignor"), with its principal office at 1770 Ellis Ave., Suite 200, Jackson MS 39204 and **WINN-DIXIE STORES, INC.**, a Florida corporation ("Assignee"), with its principal office at 5050 Edgewood Court, Jacksonville, Florida 32254.

WHEREAS, Assignor and Assignee are parties to that certain Agreement for Purchase and Sale of Retail Grocery Stores dated as of October 29, 2000, as amended, (the "Agreement"); and

WHEREAS, pursuant to the Agreement, Assignor wishes to assign to Assignee, and Assignee wishes to acquire from Assignor, the United States trademark registrations and the State trademark registrations set forth on Schedule A attached hereto, together with the goodwill of the business associated therewith (collectively, the "Marks").

NOW, THEREFORE, for good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, Assignor hereby sells, assigns, transfers and sets over to Assignee its entire right, title and interest in and to the Marks, including, without limitation, any registrations and applications therefor, any renewals and extensions of the registrations, and all other corresponding rights that are or may be secured under the laws of the United States or any foreign country, now or hereafter in effect, for Assignee's own use and enjoyment, and for the use and enjoyment of Assignee's successors, assigns or other legal representatives, as fully and entirely as the same would have been held and enjoyed by Assignor if this Assignment had not been made, together with all income, royalties or payments due or payable as of the Effective Date or thereafter, including, without limitation, all claims for damages by reason of past, present or future infringement or other unauthorized use of the Marks, with the right to sue for, and collect the same for Assignee's own use and enjoyment and for the use and enjoyment of its successors, assigns or other legal representatives.

Assignor hereby requests the Commissioner of Patents and Trademarks, and the corresponding entities or agencies in any applicable States, to record Assignee as the assignee and owner of the Marks.

* * * * *

IN WITNESS WHEREOF, Assignor and Assignee have caused this Assignment to be executed by their duly authorized representatives as of the Effective Date.

Witnesses:

J A Hoer
Name: James A. Hoener

B. J. Kri
Name: Brian J. Krieger

J A Hoer
Name: James A. Hoener

B. J. Kri
Name: Brian J. Krieger

J A Hoer
Name: James A. Hoener

B. J. Kri
Name: Brian J. Krieger

J A Hoer
Name: James A. Hoener

B. J. Kri
Name: Brian J. Krieger

ASSIGNOR:

INTERSTATE JITNEY JUNGLE STORES, INC.

By: Michael A. Feder

Name: Michael A. Feder

Title: Chief Restructuring Officer (CRO)

PUMP AND SAVE, INC.

By: Michael A. Feder

Name: Michael A. Feder

Title: CRO

P&S OPERATIONS, INC.

By: Michael A. Feder

Name: Michael A. Feder

Title: CRO

SUPERMARKET CIGARETTE SALES, INC.

By: Michael A. Feder

Name: Michael A. Feder

Title: CRO

Witnesses:

JA Ho
Name: James A. Hoer
B. A. Kri
Name: Brian A. Krieger

JITNEY-JUNGLE STORES OF AMERICA, INC.

By: Michael A. Feder
Name: Michael A. Feder
Title: CRO

DELCHAMPS, INC.

JA Ho
Name: James A. Hoer
B. A. Kri
Name: Brian A. Krieger

By: Michael A. Feder
Name: Michael A. Feder
Title: CRO

SOUTHERN JITNEY JUNGLE COMPANY

JA Ho
Name: James A. Hoer
B. A. Kri
Name: Brian A. Krieger

By: Michael A. Feder
Name: Michael A. Feder
Title: CRO

ASSIGNEE:

WINN-DIXIE STORES, INC.

JA Ho
Name: James A. Hoer
B. A. Kri
Name: Brian A. Krieger

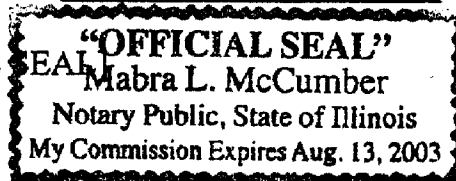
By: Dennis M. Sheehan
Name: Dennis M. Sheehan
Title: Senior Vice President

STATE OF Illinois)
COUNTY OF Cook)

The foregoing instrument was acknowledged before me this 10th day of January, 2001, by Michael A. Feder, the Chief Restructuring Officer of INTERSTATE JITNEY JUNGLE STORES, INC., an Alabama corporation, on behalf of the corporation. He/she either [☒] is personally known to me or [☐] has produced a _____ state driver's license as identification.

Mabra L. McCumber
Notary Public, State of ILLINOIS
Printed Name: Mabra L. McCumber
Commission No.: _____
My commission expires: 8-13-03

[NOTARIAL

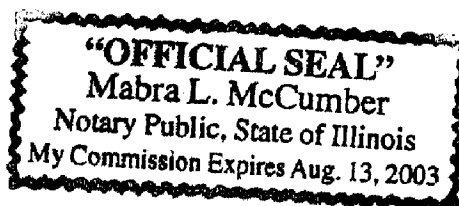


STATE OF Illinois)
COUNTY OF Cook)

The foregoing instrument was acknowledged before me this 10th day of January, 2001, by Michael A. Feder the Chief Restructuring Officer of PUMP AND SAVE, INC., a Mississippi corporation, on behalf of the corporation. He/she either [☒] is personally known to me or [☐] has produced a _____ state driver's license as identification.

Mabra L. McCumber
Notary Public, State of ILLINOIS
Printed Name: Mabra L. McCumber
Commission No.: _____
My commission expires: 8-13-03

[NOTARIAL SEAL]

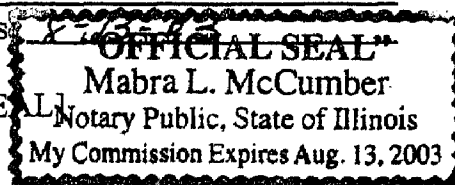


STATE OF Illinois)
COUNTY OF Cook)

The foregoing instrument was acknowledged before me this 10th day of January, 2001, by Michael A. Feder, the Chief Restructuring Officer of P&S OPERATIONS, INC., a Delaware corporation, on behalf of the corporation. He/she either [☒] is personally known to me or [☐] has produced a _____ state driver's license as identification.

Mabra L. McCumber
Notary Public, State of Illinois
Printed Name: Mabra L. McCumber
Commission No.: —
My commission expires: 8-13-03

[NOTARIAL SEAL]

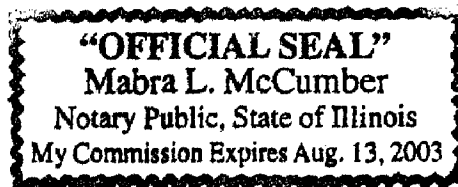


STATE OF Illinois)
COUNTY OF Cook)

The foregoing instrument was acknowledged before me this 10th day of January, 2001, by Michael A. Feder, the Chief Restructuring Officer of SUPERMARKET CIGARETTE SALES, INC., a Louisiana corporation, on behalf of the corporation. He/she either [☒] is personally known to me or [☐] has produced a _____ state driver's license as identification.

Mabra L. McCumber
Notary Public, State of Illinois
Printed Name: Mabra L. McCumber
Commission No.: —
My commission expires: 8-13-03

[NOTARIAL SEAL]

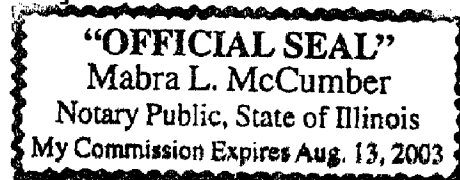


STATE OF Illinois)
COUNTY OF Cook)

The foregoing instrument was acknowledged before me this 10th day of January, 2001, by Michael A. Feder, the Chief Restructuring Officer of JITNEY-JUNGLE STORES OF AMERICA, INC., a Mississippi corporation, on behalf of the corporation. He/she either [☒] is personally known to me or [☐] has produced a _____ state driver's license as identification.

Mabra L. McCumber
Notary Public, State of Illinois
Printed Name: Mabra L. McCumber
Commission No.: _____
My commission expires: 8-13-03

[NOTARIAL SEAL]

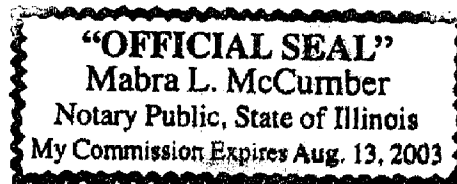


STATE OF Illinois)
COUNTY OF Cook)

The foregoing instrument was acknowledged before me this 10th day of January, 2001, by Michael A. Feder, the Chief Restructuring Officer of DELCHAMPS, INC., an Alabama corporation, on behalf of the corporation. He/she either [☒] is personally known to me or [☐] has produced a _____ state driver's license as identification.

Mabra L. McCumber
Notary Public, State of Illinois
Printed Name: Mabra L. McCumber
Commission No.: _____
My commission expires: 8-13-03

[NOTARIAL SEAL]

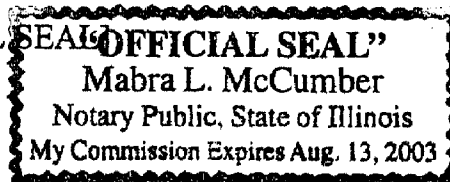


STATE OF Illinois)
COUNTY OF Cook)

The foregoing instrument was acknowledged before me this 10th day of January, 2001, by Michael A. Feder, the Chief Restructuring Officer of SOUTHERN JITNEY JUNGLE COMPANY, a Mississippi corporation, on behalf of the corporation. He/she either [☒] is personally known to me or [☐] has produced a _____ state driver's license as identification.

Mabra L. McCumber
Notary Public, State of Illinois
Printed Name: Mabra L. McCumber
Commission No.: _____
My commission expires: 8-13-03

[NOTARIAL SEAL]



Illinois
STATE OF ~~FLORIDA~~)
COUNTY OF ~~DUVAL~~)
Cook

The foregoing instrument was acknowledged before me this 10th day of January, 2001, by Dennis M. Sheehan, the Senior Vice President of WINN-DIXIE STORES, INC., a Florida corporation, on behalf of the corporation. He/she either [☒] is personally known to me or [☐] has produced a Florida state driver's license as identification.

Mabra L. McCumber
Notary Public, State of Florida Illinois
Printed Name: Mabra L. McCumber
Commission No.: _____
My commission expires: 8-13-03

[NOTARIAL SEAL]

